

**REMARKS**

**Status of Claims:**

Claims 1-5 and 7-22 remain for examination.

**Allowable Subject Matter:**

Applicant expresses appreciation to the Examiner for the indication that claims 15-22 are allowed and that claims 3, 7, 8, 9 and 11-14 are objected to.

**Prior Art Rejection:**

Claims 1, 2, 4 and 10 stand rejected under 35 U.S.C. § 102(e) as anticipated by Beaton. Further, claim 5 stands rejected under 35 U.S.C. § 103 as unpatentable over Beaton in view of Barbesten. The rejection is essentially as set forth in the prior Office Action.

In the “Response to Arguments” section of the Office Action on page 3, the Examiner indicates that applicants’ claims are not restricted to a main display area which is not touch-sensitive at all times.

Applicant has amended claim 1 to indicate that the main display area “never operates as a touch-sensitive display area. This language is amended so as to remove the basis for the Examiner’s concern that the claim language may read on the prior art.

In view of these amendments, it is submitted that the Beaton reference can no longer be utilized as an anticipatory reference Under 37 C.F.R. § 1.02. In order for a reference to anticipate a claim, the reference must disclose each and every claim limitation. This is certainly not the case here and thus the 102 rejection must be withdrawn.

The rejection as to claim 5 is deemed to be moot in view of the fact that claim 5 depends indirectly on claim 1 and claim 1 is now clearly distinguished over the prior art. As such, it is submitted that the Patent and Trademark Office has not made out a *prima facie* case of obviousness under the provisions of 35 U.S.C. § 103.

**Conclusion:**

In view of the amendments made hereto and the comments set forth above, it is submitted that all of applicants' are clearly allowable over the prior art.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 28, 2005

By 

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
Facsimile: (202) 672-5399

David A. Blumenthal  
Attorney for Applicant  
Registration No. 26,257